

AO 120 (Rev. 3/04)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been
 filed in the U.S. District Court Delaware on the following ☒ Patents or ☐ Trademarks:

DOCKET NO. 09cv833	DATE FILED 11/5/09	U.S. DISTRICT COURT DISTRICT OF DELAWARE
PLAINTIFF Purdue Pharma Products L.P. Napp Pharmaceutical Group Ltd.		DEFENDANT Sun Pharmaceutical Industries Ltd.
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,254,887 B1	7/3/2001	Euro-Celtique S.A.
2 7,074,430 B2	7/11/2006	Euro-Celtique S.A.
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In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY	<input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT <i>See attached Joint Stipulated Order of Judgment</i> <i>(OI 27)</i>	
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CLERK PETER T. DALLEO, CLERK OF COURT	(BY) DEPUTY CLERK	DATE 11/5/09
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

PURDUE PHARMA PRODUCTS L.P. and
NAPP PHARMACEUTICAL GROUP LTD.,

Plaintiffs,

v.

SUN PHARMACEUTICAL
INDUSTRIES LTD., SUN
PHARMACEUTICALS INDUSTRIES, INC.,
SUN PHARMA GLOBAL FZE,
and CARACO PHARMACEUTICAL
LABORATORIES, LTD.,

Defendants.

C.A. No. 09-833-KAJ

[PROPOSED] JOINT STIPULATED ORDER OF JUDGMENT

In this action for relief from alleged infringement of U.S. Patent Nos. 6,254,887 and 7,074,430 arising from the filing with the United States Food and Drug Administration of Abbreviated New Drug Application No. 91-607, defendants Sun Pharmaceutical Industries Ltd. and Sun Pharma Global FZE ("Sun") filed a motion for judgment on the pleadings of invalidity based on the application of collateral estoppel arising from the judgment of the U.S. District Court of Delaware in *Purdue Pharma Prods., L.P. v. Par Pharma, Inc.*, 642 F. Supp. 2d 329 (D. Del. 2009) regarding the same patents. Plaintiffs do not oppose this motion.

Accordingly, it is ordered and adjudged that:

1. Sun's above-referenced motion for judgment on the pleadings pursuant to Federal Rule of Civil Procedure 12(c) based on the application of collateral estoppel arising from the *Par* judgment is hereby granted.

2. U.S. Patent Nos. 6,254,887 and 7,074,430 are invalid for obviousness under 35 U.S.C. § 103 based on the application of collateral estoppel arising from the *Par* judgment. Judgment is entered for defendants on that ground, and the case is dismissed.

3. Each side shall bear its own costs and fees.

MORRIS, NICHOLS, ARSHT & TUNNELL
LLP

By: /s/ Rodger D. Smith, II
Rodger D. Smith, II (#3778)
1201 North Market Street
P.O. Box 1347
Wilmington, DE 19899
(302) 658-9200
rsmith@mnat.com
Counsel for Plaintiffs

DATED: January 22, 2010
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IT IS SO ORDERED.

PHILLIPS, GOLDMAN & SPENCE, P.A.

By: /s/ John C. Phillips, Jr.
John C. Phillips, Jr. (#110)
Brian E. Farnan (#4089)
1200 North Broom Street
Wilmington, DE 19806
(302) 655-4200
jcp@pgslaw.com
Counsel for Defendants


Circuit Judge Kent A. Jordan,

(sitting by designation)